

MINUTES
SANDY CITY COUNCIL MEETING
Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070

November 20, 2007

Meeting was commenced at 7:06 p.m.

PRESENT:

Council Members: Chairman Bryant Anderson, Vice Chairman Chris McCandless, Scott Cowdell, Linda Martinez Saville, Stephen Smith, and Dennis Tenney

Others in Attendance: CAO Byron Jorgenson; City Attorney Walter Miller; Assistant CAO Scott Bond; Community Development Director Mike Coulam; Public Works Director Rick Smith; Deputy to the Mayor John Hiskey; Council Office Director Phil Glenn; Council Executive Secretary Wendy Densley

ABSENT/EXCUSED: Mayor Dolan, Steve Fairbanks

1. OPENING REMARKS/PRAYER/PLEDGE:

The Prayer was offered by Boy Scout Brandon Robinson of Troop #1318, and the Pledge was led by Brett Fulmer, also of Troop #1318.

3. CITIZEN(S) COMMENTS:

a. **Todd Kelson**, 1894 Ashley Ridge Road, expressed his curiosity with the extension plan of Highland Drive.

-**Rick smith** explained that plans are not solid at this time due to funding concerns. He reported that the plan is to complete the section from 90th South to Sego Lilly, two lanes in both directions, cost approx 6 million dollars. It is thought that this project may not be completed for another 15 to 20 years.

4. Motion to accept official results of the 2007 General Election

Discussion:

Molly Spira, Deputy City Recorder, gave to the Council the official final results of the 2007 General Election. (See attached exhibit A) She reported that there were 31 provisional votes which were not accepted, which were those of citizens who were not registered to vote or who didn't live in Sandy. She explained that County wide there were 21,000 absentee ballots mailed out, and there were approximately 15,000 returned. She reported that the Recorder's office has a CD of results per precinct, also including the school district vote per precinct, which will be available upon request.

Motion: Steve Smith

Second: Chris McCandless

Vote: Tenney – Yes; Smith – Yes; Cowdell – Yes; Saville – Yes; Fairbanks – absent; McCandless – Yes; Anderson – Yes.

Motion approved: 6 in favor, one member absent.

PUBLIC HEARING(S):

5. Public Hearing to consider a proposal from the American Legion for Memorial Day Services (program of work) in exchange for Sub for Santa contribution [\$1,000]

Discussion:

Phil Glenn reported that tonight's public hearing is to consider authorizing Sandy City to provide financial assistance to the American Legion Post 77 in exchange for services rendered on Memorial Day 2008 at the Sandy City Cemetery to include flag setting at grave sites, a flag ceremony, and flowers and shrub maintenance. As part of state statute, the City is required to do a financial analysis of the proposed services that they American Legion would like to provide for the City. The parks and recreation department has been responsible in verifying that these services are scheduled and done well. A study must be done to prove that the proposed services have a net value exceeding what it would cost for the city to perform similar work. (attached exhibit B) Staff recommendation is to fund this financial request.

Bill Dunlap, American Legion, explained that the money received will be used for the American Legion's Touch of Love program, a Sub for Santa system, for members and families of the community some of whom are serving in the Military.

Chairman Anderson opened the Public Hearing for comments. There were no comments. **Chairman Anderson** closed the Public Hearing.

Council Comments

Chris McCandless explained that he feels that the veterans are worth more than \$8.00 per hour, he proposed to pay them 10.00 per hour instead.

Scott Cowdell feels that this is a great service that the Legion has been providing for years. We need to continue to recognize our military and those who are in harm's way. He supports the increase in the funding, Councilman McCandless proposed.

Dennis Tenney supports that increase, but is concerned that state statute not be violated, as long as we can justify a net savings to the city, and if that can be done he is supportive.

Phil Glenn reported that he feels that it would safe to raise the hourly value rate to \$9.00, but not \$10.00, based on the analysis that was done.

Motion: Chris McCandless made a motion to approve the proposal from the American Legion for Memorial Day Services, with the change of increasing the hourly labor value rate of \$8.00 to \$9.00 increasing the total to \$1,125.00.

Second: Linda Martinez-Saville

Vote: Smith – Yes, McCandless- Yes, Fairbanks- absent, Cowdell- Yes, Tenney- Yes, Saville- Yes, Anderson- Yes

Motion Approved: 6 in favor, one member absent.

COUNCIL ITEMS(S):

6. Funds Transfer: General Fund American Legion for Memorial Day Services [\$1,000]
Resolution #07-67C – transferring funds within the General Fund.

Motion: Steve Smith made a motion to adopt Resolution #07-67C transferring funds from the General Fund to the Parks and Recreation fund for proposed services with the amendment that the amount of transfer in the resolution go from \$1,000 to \$1,125.

Second: Dennis Tenney

Vote: McCandless- Yes, Tenney- Yes, Cowdell – Yes, Smith – Yes, Saville- Yes, Fairbanks- absent, Anderson – Yes

Motion Approved: 6 in favor, one member absent

Scott Cowdell reported that in the past Bertha Rand has been the individual who has been in charge of the

American Legion Sub for Santa. He explained that she is now in the Sandy Regional Rehabilitation center, and has been there for a few months. He asked if the City could send her some flowers thanking her for all the services she has provided for the City. All members voted in favor.

Bill Dunlap thanked the council for all they do for the American Legion. He reported that there are 111 members of the American Legion in Sandy.

MINUTES:

6. Approving the City Council Meeting Minutes dated **November 13, 2007.**

Motion: Chris McCandless made a motion to approve the City Council Meeting Minutes dated November 13, 2007.

Second: Steve Smith

Discussion on the Motion:

Bryant Anderson asked that one change to be made to the November 13, 2007 minutes, changing the word "Reappointment" to "reelection".

Vote: The Council voted in the affirmative to the motion. All in Favor.

7. **CAO report**

1) **Byron Jorgenson** distributed to the Council a copy of the departmental briefs with numerous City updates.

2) **Byron Jorgenson** gave an update on the shooting that happened at the Sandy Village Inn. The individual who shot the other drove off in the victim's vehicle. The Police found the victim's vehicle parked on State Street by the cemetery. He reported that a blood hound tracked the shooter's scent to Johanna's Kitchen where he was either picked up or had his own vehicle. The Police have a person of interest, the motive is still unknown.

9. **COUNCIL OFFICE DIRECTOR'S REPORT**

1) **Phil Glenn** passed out an updated calendar reminding the Council of a Sandy Pride Committee meeting Wednesday November 21, and also of an Alta Canyon Building Sub-Committee on November 28.

2) **Phil Glenn** reported that about a year ago, a discussion was held with UTA addressing citizen concerns in regard to the cancelation of some fixed bus routes in a number of locations throughout City. These fixed bus routes were minimized and created less service for the residents. He explained that when the route cancelations were made, it created a severe impact on services offered by UTA to those with disabilities, the para-transit system. He reported that many of the fixed bus routes that would operate most of the day on major corridors were eliminated. With regard to the paratransit system, the American Disabilities Act, requires that individuals need to qualify to be eligible for those bus services. Part of the requirement is that there must be a fixed route bus line in operation within $\frac{3}{4}$ of a mile of the residence of the individual who wants to use the para transit service. He explained that when these fixed routes were canceled, it required those who had disabilities, to travel by private vehicle to a UTA stop where the para-transit bus will pick them up. UTA reported that there is no legal liability to provide paratransit home pickup to these people because there is no longer a fixed bus route operating within $\frac{3}{4}$ mile of the residents. UTA did not explain why this is happening to citizens in our City. He asked the Council if UTA could be brought back to the Council to explain how and why the City wasn't informed about this when the cancelations were being made. Council concurred.

Dennis Tenney suggested contacting Evan Rowley, a resident of District 2, who has presented in the past a very impassioned argument in favor of maintaining some of those lines.

10. OTHER COUNCIL BUSINESS

- 1) **Scott Cowdell** reported that he heard on the news that there are Cities around the Country that are contemplating making regulations that only paper bags can be used in grocery stores. He asked if it would be possible to do that in Sandy, a regulation that local stores only use paper bags. He explained that the plastic bags are costing good money by clogging drains, and don't decompose.
Wally Miller, Legal, explained that it would be important to find out if plastic bags were creating problems, and maybe do some studies on how big of a problem the plastic bags are throughout the City, before making any regulations.
Byron Jorgenson reported that the Land Fill board has not discussed this issue, but recommended that as a City Council, a letter could be sent asking them to look into this issue.
- 2) **Dennis Tenney** passed out cards to the Council and staff to enter into a drawing for the chance to attend the rededication of the State Capital on January 4th.
- 3) **Linda Saville** reported that she had attend the National League of Cities Conference, in New Orleans. She explained that she will give a report on her visit on a later date.

At approximately 7:50 p.m., Scott Cowdell made a motion to adjourn Council Meeting, motion seconded by Steve Smith.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

Bryant F. Anderson
Council Chairman

Wendy Densley
Council Office Executive Secretary